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**FACSIMILE COVER SHEET**

**JAN 17 2007**

In the UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: David James Wiebe

Application No. **10/671,290**

Atty. Docket No: 2003P14387US

Filed: 09/25/2003

Title: **EXHAUST DIFFUSER ASSEMBLY WITH TUNABLE VELOCITY PROFILE**

Examiner: Michael Kocz, Jr.

Art Unit: 3746

➔ **FACSIMILE ATTN TO: Michael Kocz, Jr.**

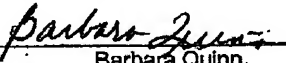
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**RESPONSE TO RESTRICTION REQUIREMENT**

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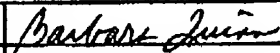
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<b>TRANSMITTAL FORM</b>  <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/671,290	
	Filing Date	09/25/2003	
	First Named Inventor	David James Wiebe	
	Art Unit	3746	
	Examiner Name	Michael Koczo, Jr.	
Total Number of Pages in This Submission	4	Attorney Docket Number	2003P14387US

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In re Application of:

Inventor:	D. Weibe	)	Group Art Unit:	3746
Serial No.:	10/671,290	)	Examiner:	M. Koczo
Filed:	September 25, 2003	)		
Title:	EXHAUST DIFFUSER ASSEMBLY WITH TUNABLE VELOCITY PROFILE			

Commissioner For Patents  
P.O. Box 1450  
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Sir:

**RESPONSE TO RESTRICTION REQUIREMENT**

As set forth in the Office Action mailed October 30, 2006, and December 19, 2006 the Examiner asserts that claims 1-15 (Group I), claims 16 - 17 (Group II), Species A shown in Figure 5 (Claims 1 - 11, 14 and 15), Species B shown in Figure 6 (claims 1 - 10, and 12 - 15), Species C which is recited in claim 11, Species D which is recited in claim 12, and Species E which is recited in claim 13 are drawn to patentably distinct subject matter. Examiner asserts that claims 1, 5 to 10, 14, and 15 appear to be generic. The Examiner therefore requires Applicant to select for examination the claims of Group I or the claim of Group II and one of Species A or B and one of Species C, D, or E.

In response, Applicant agrees with the Examiner's finding of patentable distinctness between each of the above species and elect without traverse to prosecute for examination purposes the patentably distinct invention identified in Group I, Species A and C (claims 1-11, 14, and 15) and to cancel claims 12, 13, 16 and 17. The restriction is respectfully overcome.